IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 30TH NOVEMBER 2007 / 9TH AGRAHAYANA 1929

Bail Appl..No. 7310 of 2007()

CRIME NO. 813/07 OF NEDUMANGAD POLICE STATION
CMP.7586/2007 of J.M.F.C.-II,NEDUMANGAD

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PETITIONER/ACCUSED

PRASANNAKUMAR @ PRASANNAN,
S/O.KRISHNAN NAIR, PRASANNA MANDIRAM,
KOPPAM, ARASUPARAMPU MURI, NEDUMANGAD VILLAGE.

BY ADV. SRI.R.V.SREEJITH

RESPONDENTS: COUNTER PETITIONER

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 7310 of 2007

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Dated this the 30th day of November, 2007

O R D E R

Application for regular bail. The petitioner faces allegations under Section 377 I.P.C. The alleged incident took place on 11.11.2007. The petitioner was arrested on 12.11.2007.

2. The crux of the allegations is that the petitioner subjected the victim, a seven year old boy, to unnatural sexual intercourse. Investigation is in progress. The learned counsel for the petitioner submits that the petitioner is absolutely innocent of the allegations raised. It is prayed that the petitioner may be enlarged on bail.

3. Except a suggestion that animosity of the parents is prompting the child to make false allegations, no other contentions are raised on merits.

4. Having considered all the relevant inputs, I find merit in the opposition by the learned Prosecutor. I am satisfied that at this early stage of investigation, the petitioner is not entitled to be

released on bail. The Investigators, in a serious crime like this, must be given sufficient time to complete the investigation, I am satisfied.

4. This application is, in these circumstance, dismissed. But I may hasten to observe that the petitioner shall be at liberty to move this court or the courts below for bail again at a later stage of the investigation, not at any rate, prior to 14 .12.2007. The Investigators shall, in the meantime, make every endeavour to complete the investigation.

(R. BASANT)
Judge

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